

1 ROB BONTA  
Attorney General of California  
2 ABIGAIL BLODGETT  
Supervising Deputy Attorney General  
3 STACY J. LAU (SBN 254507)  
JENNIFER LODA (SBN 284889)  
4 Deputy Attorneys General  
1515 Clay Street, 20th Floor  
5 P.O. Box 70550  
Oakland, CA 94612-0550  
6 Telephone: (510) 879-1973  
7 Fax: (510) 622-2270  
E-mail: Stacy.Lau@doj.ca.gov  
8

9 *Attorneys for Plaintiff State of California*

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 **STATE OF CALIFORNIA, STATE OF**  
14 **NEW YORK, COMMONWEALTH OF**  
15 **PENNSYLVANIA, STATE OF**  
16 **COLORADO, STATE OF**  
17 **CONNECTICUT, STATE OF**  
18 **DELAWARE, STATE OF ILLINOIS,**  
19 **STATE OF MAINE, STATE OF**  
20 **MARYLAND, PEOPLE OF THE STATE**  
21 **OF MICHIGAN, STATE OF NEW**  
22 **JERSEY, STATE OF NEW MEXICO,**  
23 **STATE OF NORTH CAROLINA, STATE**  
24 **OF OREGON, STATE OF RHODE**  
25 **ISLAND, STATE OF VERMONT, STATE**  
26 **OF WASHINGTON, DISTRICT OF**  
27 **COLUMBIA, CITY OF NEW YORK, and**  
28 **the BAY AREA AIR QUALITY**  
**MANAGEMENT DISTRICT,**

Plaintiffs,

v.

25 **UNITED STATES POSTAL SERVICE,**  
26 **and LOUIS DEJOY, in his official capacity**  
27 **as United States Postmaster General,**

Defendants.

Case Nos. 3:22-cv-02583-RFL  
3:22-cv-02576-RFL

**STIPULATION REGARDING  
MOTION HEARING AND  
BRIEFING DEADLINES**

**CLEANAIRNOW; CENTER FOR  
BIOLOGICAL DIVERSITY; and SIERRA  
CLUB,**

Plaintiffs,

v.

**LOUIS DEJOY, in his official capacity as  
U.S. Postmaster General; and U.S. POSTAL  
SERVICE,**

Defendants.

**STIPULATION REGARDING MOTION HEARING AND BRIEFING DEADLINES**

Pursuant to Civil Local Rules 6-1(b) and 6-2, the Standing Order for Civil Cases Before Judge Rita F. Lin, and the Clerk’s Notice Regarding Motion Hearing (CleanAirNow Dkt. 105; Gov’t Dkt. 178), Plaintiffs State of California, State of New York, Commonwealth of Pennsylvania, State of Connecticut, State of Delaware, State of Illinois, State of Maine, State of Maryland, People of the State of Michigan, State of New Jersey, State of New Mexico, State of North Carolina, State of Oregon, State of Rhode Island, State of Vermont, State of Washington, District of Columbia, City of New York, The Bay Area Air Quality Management District, CleanAirNow, Center for Biological Diversity, and Sierra Club (“Plaintiffs”), Defendants United States Postal Service and Louis DeJoy, in his official capacity as United States Postmaster General (“Postal Service” or “Defendants”), and Defendant-Intervenor Oshkosh Defense, LLC (collectively, “the Parties”) hereby stipulate to an extended briefing schedule and hearing on the Parties’ cross-motions for summary judgment.

WHEREAS the Parties are in the process of briefing cross-motions for summary judgment in this matter in accordance with the briefing schedule set by the Court (Gov’t Dkt. 146);

WHEREAS on May 24, 2024, Plaintiffs had scheduled a hearing date of November 19, 2024, for the Parties’ cross-motions for summary judgment;

WHEREAS on August 2, 2024, the Court issued a Clerk’s Notice stating that the hearing date of November 19, 2024, was no longer available, and that the Parties were directed to meet

1 and confer and submit a stipulation and proposed order to continue the hearing to another  
2 mutually agreeable date (CleanAirNow Dkt. 105; Gov't Dkt. 178);

3 WHEREAS Plaintiffs and Defendants are exploring whether there may be ways to resolve  
4 this case amicably and believe that the Parties could benefit from a modest extension to the  
5 briefing schedule to have discussions;

6 WHEREAS there have been no previous time modifications of the briefing schedule in  
7 this action;

8 WHEREAS the Parties have met and conferred, and stipulate to continue the hearing to a  
9 mutually agreeable date and to extend Plaintiffs' time to file an opposition / reply brief by 14 days  
10 and Defendants' and Defendant-Intervenor's time to file reply briefs by 10 days; and

11 WHEREAS upon review of Defendants' and Defendant-Intervenor's cross-motions for  
12 summary judgment and oppositions to Plaintiffs' motion for summary judgment, Plaintiffs have  
13 determined that it would be more efficient to file a single consolidated opposition / reply brief of  
14 up to 60 pages rather than two separate opposition / reply briefs of up to 40 pages each (80 pages  
15 total) as provided in the current briefing schedule (*see* Gov't Dkt. 145, 146) in response to  
16 Defendants' and Defendant-Intervenor's cross-motions for summary judgment.

17 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties,  
18 through their respective counsel, that:

- 19 1. The hearing date on the Parties' cross-motions for summary judgment will be continued  
20 to December 17, 2024 or the first available date thereafter.
  - 21 2. The deadline for Plaintiffs' Opposition to Defendants' and Defendant-Intervenor's Cross-  
22 Motions for Summary Judgment and Reply in Support of Plaintiffs' Motion for Summary  
23 Judgment will be extended from September 6, 2024 to September 20, 2024. Plaintiffs may file a  
24 single consolidated opposition / reply brief, up to 60 pages, rather than separate opposition / reply  
25 briefs against Defendants and Defendant-Intervenor.
  - 26 3. The deadline for Defendants' Reply in Support of Defendants' Cross-Motion for  
27 Summary Judgment will be extended from October 7, 2024 to October 30, 2024.
- 28

4. All other deadlines will remain as set forth in the Court's Minute Entry following the Initial Case Management Conference held on January 24, 2024 (Gov't Dkt. 146):

- a. Defendant-Intervenor's Reply in Support of Defendant-Intervenor's Cross-Motion for Summary Judgment will be due on November 6, 2024, seven days after Defendant's reply is filed;
- b. Plaintiffs will file the joint appendix on November 13, 2024, seven days after Defendant-Intervenor's reply is filed; and
- c. Final briefs with appendix citations will be due on November 20, 2024, seven days after the joint appendix is filed.

Dated: August 19, 2024

Respectfully submitted,

ROB BONTA  
Attorney General of California  
ABIGAIL BLODGETT  
Supervising Deputy Attorney General

/s/ Stacy J. Lau  
STACY J. LAU  
JENNIFER LODA  
Deputy Attorneys General  
1515 Clay Street, 20<sup>th</sup> Floor  
P.O. Box 70550  
Oakland, CA 94612-0550  
Telephone: (510) 879-1973  
E-mail: Jennifer.Loda@doj.ca.gov  
*Attorneys for Plaintiff State of California*

LETITIA JAMES  
Attorney General of New York  
/s/ Claiborne E. Walthall  
CLAIBORNE E. WALTHALL (*pro hac vice*)  
Assistant Attorney General  
New York State Office of the Attorney General  
Environmental Protection Bureau  
State Capitol  
Albany, NY 12224  
(518) 776-2380  
claiborne.walthall@ag.ny.gov

*Attorneys for Plaintiff State of New York*

FOR THE COMMONWEALTH OF  
PENNSYLVANIA  
MICHELLE A. HENRY  
Attorney General

/s/ Ann R. Johnston  
ANN R. JOHNSTON  
Assistant Chief Deputy Attorney General  
Civil Environmental Enforcement Unit  
Office of Attorney General  
Strawberry Square  
14th Floor  
Harrisburg, PA 17120  
Email: ajohnston@attorneygeneral.gov  
717-497-3678

*Attorneys for Plaintiff  
Commonwealth of Pennsylvania*

WILLIAM TONG  
Attorney General of Connecticut

/s/ Daniel Salton  
DANIEL SALTON  
Assistant Attorney General  
Office of the Attorney General of  
Connecticut  
165 Capitol Avenue  
Hartford, CT 06106  
Telephone: (860) 808-5250  
Email: Daniel.Salton@ct.gov

*Attorneys for Plaintiff State of Connecticut*

KATHLEEN JENNINGS  
Attorney General of Delaware

/s/ Christian Douglas Wright  
CHRISTIAN DOUGLAS WRIGHT  
Director of Impact Litigation  
VANESSA L. KASSAB (*pro hac vice*)  
RALPH K. DURSTEIN, III  
Deputy Attorneys General  
Delaware Department of Justice  
820 N. French Street  
Wilmington, DE 19801  
(302) 683-8899

*Attorneys for Plaintiff State of Delaware*

KWAME RAOUL  
Attorney General of Illinois

/s/ Jason E. James  
JASON E. JAMES (*pro hac vice*)  
Assistant Attorney General  
MATTHEW J. DUNN  
Chief, Environmental  
Enforcement/Asbestos Litigation Division  
Office of the Attorney General  
201 West Pointe Drive, Suite 7  
Belleville, IL 62226  
Tel: (872) 276-3583  
Email: Jason.james@ilag.gov

*Attorneys for Plaintiff State of Illinois*

MATTHEW J. PLATKIN  
Attorney General of New Jersey

ANTHONY G. BROWN  
Attorney General of Maryland

/s/ Lisa Morelli  
LISA MORELLI, State Bar No. 137092  
Deputy Attorney General  
Division of Law  
25 Market Street  
P.O. Box 093  
Trenton, NJ 08625-093  
Telephone: 609-376-2745  
Email: lisa.morelli@law.njoag.gov

/s/ Steven J. Goldstein  
STEVEN J. GOLDSTEIN (*pro hac vice*)  
Special Assistant Attorney General  
Office of the Attorney General  
200 Saint Paul Place, 20th Floor  
Baltimore, Maryland 21202  
Telephone: (410) 576-6414  
Email: sgoldstein@oag.state.md.us

*Attorneys for Plaintiff State of New Jersey*

*Attorneys for Plaintiff State of Maryland*

AARON M. FREY  
Attorney General of Maine

RAÚL TORRES  
Attorney General of New Mexico

/s/ Jillian R. O'Brien  
JILLIAN R. O'BRIEN, State Bar No.  
251311  
JASON ANTON  
PAUL SUITTER  
Assistant Attorneys General  
Six State House Station  
Augusta, Maine 04333-0006  
Telephone: (207) 626-8800  
Fax: (207) 287-3145  
Email: Jason.Anton@maine.gov  
Email: Paul.Suitter@maine.gov  
Email: Jill.Obrien@maine.gov

/s/ William Grantham  
WILLIAM GRANTHAM (*pro hac vice*)  
Assistant Attorney General  
201 Third St. NW, Suite 300  
Albuquerque, NM 87102  
Telephone: (505) 717-3520  
E-Mail: wgrantham@nmag.gov

*Attorneys for Plaintiff State of Maine*

*Attorneys for Plaintiff State of New Mexico*

FOR THE STATE OF OREGON

ELLEN F. ROSENBLUM  
ATTORNEY GENERAL

/s/ Paul Garrahan

PAUL GARRAHAN (*pro hac vice*)

Attorney-in-Charge

STEVE NOVICK (*pro hac vice*)

Special Assistant Attorney General

Natural Resources Section

Oregon Department of Justice

1162 Court Street NE

Salem, OR 97301-4096

Telephone: (503) 947-4540

Email: Paul.Garrahan@doj.oregon.gov

Email: Steve.Novick@doj.oregon.gov

*Attorneys for Plaintiff State of Oregon*

JOSHUA H. STEIN

Attorney General of North Carolina

/s/ Francisco Benzoni

ASHER SPILLER

Assistant Attorney General

FRANCISCO BENZONI

Special Deputy Attorney General

114. W. Edenton Street

Raleigh, NC 27063

Telephone: (919)716-7600

Email: fbenzoni@ncdoj.gov

Email: aspiller@ncdoj.gov

*Attorneys for Plaintiff State of North Carolina*

FOR THE PEOPLE OF THE  
STATE OF MICHIGAN

/s/ Elizabeth Morrisseau

ELIZABETH MORRISSEAU (*pro hac vice*)

Assistant Attorney General

Environment, Natural Resources,

and Agriculture Division

Michigan Attorney General's Office

6th Floor, G. Mennen Williams Building

525 West Ottawa Street

PO Box 30755

Lansing, MI 48933

Telephone: (517) 335-7664

Email: MorrisseauE@michigan.gov

*Attorneys for Plaintiff the People of the State of Michigan*

ROBERT W. FERGUSON

Attorney General of Washington

/s/ Megan Sallomi

MEGAN SALLOMI, State Bar. No. 300580

Assistant Attorney General

Environmental Protection Division

Washington State Attorney General's Office

800 5th Ave Suite 2000,

Seattle, WA 98104-3188

Telephone: (206) 389-2437

Email: Megan.Sallomi@atg.ca.gov

*Attorney for Plaintiff State of Washington*

PETER F. NERONHA  
Attorney General of Rhode Island

/s/ Nicholas M. Vaz

NICHOLAS M. VAZ (*pro hac vice*)  
Special Assistant Attorney General  
Office of the Attorney General  
Environmental and Energy Unit  
150 South Main Street  
Providence, Rhode Island 02903  
Telephone: (401) 274-4400 ext. 2297  
nvaz@riag.ri.gov

*Attorneys for Plaintiff State of Rhode Island*

CHARITY R. CLARK  
Attorney General of Vermont

/s/ Ryan Kane

RYAN KANE (*pro hac vice*)  
Assistant Attorney General  
Office of the Attorney General  
109 State Street  
Montpelier, VT 05609  
(802) 828-2153  
ryan.kane@vermont.gov

*Attorneys for Plaintiff State of Vermont*

KARL A. RACINE  
Attorney General for the District of  
Columbia

/s/ Adam Teitelbaum

ADAM TEITELBAUM, State Bar. No.  
310565  
Deputy Director  
Office of the Attorney General  
District of Columbia  
400 6<sup>th</sup> St. NW  
Washington, DC 20001  
Telephone: 202-256-3713  
Email: Adam.Teitelbaum@dc.gov

*Attorneys for Plaintiff District of Columbia*

MURIEL GOODE-TRUFANT  
Acting Corporation Counsel  
of the City of New York

/s/ Alice R. Baker

ALICE R. BAKER (*pro hac vice*)  
Senior Counsel  
New York City Law Department  
100 Church Street  
New York, NY 10007  
Telephone: (212) 356-2314  
E-mail: albaker@law.nyc.gov

*Attorneys for Plaintiff City of New York*

ALEXANDER G. CROCKETT  
District Counsel

/s/ Marcia L. Raymond

MARCIA L. RAYMOND, State Bar No.  
215655  
Assistant Counsel  
Bay Area Air Quality Management District  
350 Beale Street, Suite 600  
San Francisco, CA 94105  
(415) 749-5158  
mraymond@baaqmd.gov

*Attorneys for Plaintiff  
Bay Area Air Quality Management District*

PHIL WEISER  
Attorney General of Colorado

/s/ Shannon Stevenson

SHANNON STEVENSON  
Solicitor General  
Office of the Attorney General  
Colorado Department of Law  
1300 Broadway, 10th Floor  
Denver, CO 80203  
(720) 508 6548  
shannon.stevenson@coag.gov

*Attorneys for Plaintiff State of Colorado*



/s/ Candice L. Youngblood

ADRIANO L. MARTINEZ (SBN 237152)  
YASMINE L. AGELIDIS (SBN 321967)  
CANDICE L. YOUNGBLOOD (SBN  
328843)  
amartinez@earthjustice.org  
yagelidis@earthjustice.org  
cyoungblood@earthjustice.org  
Earthjustice  
707 Wilshire Blvd., Suite 4300  
Los Angeles, CA 90017  
T: (415) 217-2000 / F: (415) 217-2040

*Attorneys for Plaintiffs CleanAirNow  
and Sierra Club*

/s/ Maya D. Golden-Krasner

MAYA D. GOLDEN-KRASNER (SBN  
217557)  
LAUREN PARKER (*pro hac vice*)  
mgoldenkrasner@biologicaldiversity.org  
lparker@biologicaldiversity.org  
Climate Law Institute  
Center for Biological Diversity  
1212 Broadway, Suite 800  
Oakland, CA 94612  
T: (202) 868-1008 / F: (510) 844-7150

*Attorneys for Plaintiff Center for  
Biological Diversity*

/s/ Timothy S. Bishop

Timothy S. Bishop (*pro hac vice*)  
Avi M. Kupfer (*pro hac vice*)  
MAYER BROWN LLP  
71 S. Wacker Drive  
Chicago, IL 60606  
(312) 701-7829  
[tbishop@mayerbrown.com](mailto:tbishop@mayerbrown.com)  
[akupfer@mayerbrown.com](mailto:akupfer@mayerbrown.com)

Christopher Mitchell Hendy (SBN 282036)  
MAYER BROWN LLP  
333 South Grand Avenue, 47th Floor  
Los Angeles, CA 90071  
(213) 229-9500  
[mhendy@mayerbrown.com](mailto:mhendy@mayerbrown.com)

*Attorneys for Defendants United States  
Postal Service and Louis DeJoy, in his  
official capacity as United States Postmaster  
General*

/s/ Nathan E. Shafroth

Nathan E. Shafroth (SBN 232505)  
Covington & Burling LLP  
Salesforce Tower  
415 Mission Street, Suite 5400  
San Francisco, California 94105-2533  
Telephone: (415) 591-6000  
Facsimile: (415) 591-6091  
[nshafroth@cov.com](mailto:nshafroth@cov.com)

*Attorney for Defendant-Intervenor  
Oshkosh Defense, LLC*

**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1**

I hereby certify that the above counsel in Case Nos. 3:22-cv-02583 and 3:22-cv-02576 have concurred in the filing of this document.

/s/ Stacy J. Lau  
Stacy J. Lau

**CERTIFICATE OF SERVICE**

I hereby certify that, on August 19, 2024, I electronically filed the foregoing document with the Clerk of the Court using the ECF system, which will send a notification of such filing to all counsel of record by operation of the Court's ECF system.

*/s/ Candice Youngblood*  
Candice Youngblood